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Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime
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Item 3 (b) of the provisional agenda*
Consideration of additional international legal instruments: draft instrument against trafficking in persons, especially women and children, with particular emphasis on articles 8-18

Proposals and contributions received from Governments

Addendum

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* A/AC.254/20.

V.99-89891 (E)

II. Proposals and contributions received from Governments

China*

[Original: English]

Article 13

It is proposed that article 13 be replaced with the following:

"Article 13

"Cooperation with non-States Parties

"This Protocol encourages States Parties to cooperate with non-States Parties on the basis of equality and reciprocity for the purpose of this Protocol."

Holy See

[Original: English]

A. Amendment previously issued in document A/AC.254/L.32

Article 12

Prevention of trafficking in persons

1. ...

2. ...

(a) ...

Additional subparagraphs

(...) Encourage the mass media to fight against the reification of women and children, the marginalization of women and the social stigmatization of victims of trafficking;

(...) Encourage educational efforts by families and by schools and other educational institutions concerning human rights and values linked to the fight against trafficking in persons;

(...) Implement development and employment strategies in economically and socially depressed areas, making use of the human resources of local communities;

(b) ...

Additional subparagraphs

(...) Raise awareness of the social responsibility of the private sector and encourage its efforts against trafficking in persons;

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* Amendment previously issued in document A/AC.254/L.52.

(...) Support cooperation and cultural exchange with different ethnic communities and encourage the involvement of these communities in prevention and rehabilitation programmes against trafficking;

(d) ...

3. ...

B. Amendment previously issued in document A/AC.254/L.32/Add.1

Article 12: Prevention of trafficking in persons

Paragraph 2 (c)

Replace the word "Encourage" with the words "Encourage and support".

India*

[Original: English]

Article 13: Cooperation with non-States Parties

1. India would prefer "shall" to "are encouraged to".

Article 15: Savings clause

2. At the end of the article add the following words: ", and also including any bilateral or regional conventions relating to trafficking in women and children."

Mexico**

[Original: Spanish]

Article 8: Law enforcement measures

1. It is proposed that the title and text of article 8 be replaced with the following:

"*Article 8*

"*Cooperation*

"1. Within the scope of their respective areas of jurisdiction and within the framework of their domestic law, States Parties shall cooperate with one another in preventing and combating international trafficking in persons.

"2. For the purposes of paragraph 1 of this article, States Parties shall exchange information and establish systems of judicial cooperation that will contribute to improving the prevention and combating of unlawful conduct relating to international trafficking in persons. Moreover, they shall cooperate closely with a view to providing adequate protection and assistance for victims of such trafficking."

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* Amendments previously issued in document A/AC.254/L.65.

** Amendments previously issued in document A/AC.254/5/Add.12.

Article 9: Border controls

2. It is proposed that the title and text of article 9 be replaced with the following:

"*Article 9*

"*Training*

"All States Parties shall provide law enforcement, immigration or other relevant officials with specialized training in the prevention of international trafficking in persons and the treatment of victims of such trafficking, including protection of their human rights, or shall strengthen existing specialized training in that area."

Article 10: Security of travel documents

3. It is proposed that article 10 be deleted.

Article 11: Verification of documents

4. It is proposed that article 11 be deleted.

Syrian Arab Republic

[Original: Arabic]

A. Amendments previously issued in document A/AC.254/L.46

Article 8: Law enforcement measures

1. The Syrian Arab Republic agrees with the content of footnote 37.

Article 9: Border controls

Paragraph 2

2. [Not applicable to the English text.]

Article 12: Prevention of trafficking in persons

Paragraph 2

3. Delete the square brackets.

Paragraph 3

4. Delete the words "[are encouraged to]".

Article 13: Cooperation with non-States Parties

5. Delete the words "[are encouraged to]" before the words "cooperate" and "notify".

Article 18: Entry into force

6. The number of instruments of ratification or accession required to be deposited for the Protocol to enter into force should be the same as the number required for the Convention to enter into force.

B. Further amendments

Article 12: Prevention of trafficking in persons

Paragraph 2

7. The Syrian Arab Republic supports the proposal by the Holy See (A/AC.254/L.32) to add three new subparagraphs after subparagraph 2 (a) (see above under **Holy See**).

8. The Syrian Arab Republic also supports the proposal by the Holy See (A/AC.254/L.32) to add two new subparagraphs after subparagraph 2 (b) (see above under **Holy See**).

9. The Syrian Arab Republic further supports the proposal by the Holy See (A/AC.254/L.32/Add.1) to replace the word "Encourage" in subparagraph 2 (c) with the words "Encourage and support".